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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/050,661	01/16/2002	Jianhua Fan		6030
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7590	08/19/2004
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EXAMINER

CHIN, RANDALL E

ART UNIT

PAPER NUMBER

1744

DATE MAILED: 08/19/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



**UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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EXAMINER	
ART UNIT	PAPER NUMBER
	081204

DATE MAILED:

This is a communication from the examiner in charge of your application

COMMISSIONER OF PATENTS AND TRADEMARKS

1. ☒ The communication filed June 24, 2004 is informal/non-responsive for the reason(s) checked below and must be corrected.

APPLICANT IS GIVEN A ONE MONTH TIME PERIOD FROM THE DATE OF THIS LETTER WITHIN WHICH TO CORRECT THE INFORMALITY. EXTENSIONS OF TIME MAY BE OBTAINED UNDER THE PROVISIONS 37 CFR 1.136(a).

- a. ☐ The amendment to claim(s) _____, filed _____, fails to comply with the provisions of 37 CFR 1.121 and is accordingly held to be non-responsive. A supplemental paper correcting the informal portions and complying with 37 CFR 1.121 is required.
- b. ☐ The paper is unsigned. A duplicate paper or ratification, properly signed, is required.
- c. ☐ The paper is signed by _____, who is not of record. A ratification or a new power of attorney with a ratification, or duplicate paper signed by a person of record, is required.
- d. ☐ The communication is presented on paper which will not provide a permanent copy. A permanent copy, or a request that a permanent copy be made by the Office at applicant's expense, is required, see M.P.E.P. 714.07.
2. ☐ In accordance with applicant's request, **THE PERIOD FOR REPLY FROM THE OFFICE ACTION DATED _____ IS EXTENDED TO RUN _____ MONTH(S).**
No further extension will be granted unless approved by the Commissioner. 37 CFR 1.136(b).
3. ☐ Receipt is acknowledged of papers submitted under 35 U.S.C. 119 which papers have been made of record in the file.
4. ☐ Other:

→ See Attached.



**RANDALL E. CHES
PRIMARY EXAMINER**

NOTICE TO APPLICANT

Art Unit: 1744

1. Applicant's election of the species of Figs. 1-8 in the paper filed December 1, 2003 is acknowledged. However, Applicant's statement that "Applicant thinks the claims are readable, and the claims attached here with" in the paper filed June 24, 2004 is incorrect. Applicant's remarks in the paper filed back on May 14, 2004 that "Applicant thinks "the claims readable" should be based on the invention, not on elected Figs" is incorrect. Applicant is again advised that a reply to this requirement **must** include an **identification of the species** that is elected consonant with this requirement, **and a listing of all claims readable thereon (meaning the particular elected species, not the invention itself)**, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

In other words, Applicant must provide **only those claims that read on the elected species of Figs. 1-8 and not on the invention itself**. For example, claim 8 recites a material holder #38 disposed on the long handle which is only disclosed in non-elected Figs. 9-12. Similarly, claim 11 recites twisting part #40, side wall #42, center hole #46, multiple wing like piece #45, etc., only shown in non-elected Figs. 13-15. These claims, for example, do not read on elected Figs. 1-8.

2. Any inquiry concerning this communication or earlier communication from the Examiner should be directed to Randall Chin whose telephone number is (571) 272-1270. The Examiner can normally be reached on Monday through Thursday and every other Friday.

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If attempts to reach the Examiner are unsuccessful, the Examiner's supervisor, Robert Warden, can be reached at (571) 272-1281. The number for Technology Center 1700 is (571) 272-1700.

The central fax number for the organization where this application or proceeding is assigned is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



R. Chin



Randall Chin
Primary Examiner
Art Unit 1744